



JPW

Docket No.: 050212-0514

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
	:	
Motoki KAKUI, et al.	:	Confirmation Number: 8492
	:	
Application No.: 10/615,389	:	Group Art Unit: 3663
	:	Allowed: November 13, 2007
Filed: July 09, 2003	:	Examiner: Ari M. Diacou
	:	
For: OPTICAL AMPLIFICATION MODULE OPTICAL AMPLIFICATION APPARATUS AND OPTICAL COMMUNICATIONS SYSTEM		

REQUEST FOR COMPLETE ACKNOWLEDGEMENT OF THE CITED ART

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are in receipt of the Supplemental Notice of Allowance dated December 11, 2007.

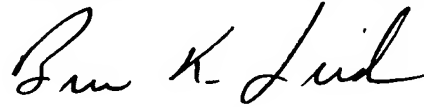
It is noted that we have not received **complete** acknowledgement of the Information Disclosure Statement and cited art filed November 30, 2007. Specifically, **JP 2002-145636 dated 05-22-2002** listed under "**Foreign Patent Documents**" is not initialed by the Examiner. Enclosed are copies of the Information Disclosure Statement, PTO-1449 and stamped return postcard acknowledgement. Also enclosed please find a copy of the partially initialed PTO-1449 received with the Supplemental Notice of Allowance dated December 11, 2007.

Applicant hereby respectfully requests that:

- (1) the **completely** acknowledged PTO-1449 be furnished to Applicant; and
- (2) the record be clarified to confirm that the cited art has been considered and made of record.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



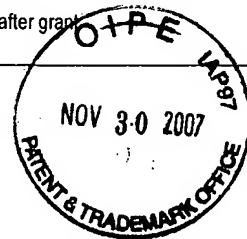
Brian K. Seidleck
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Washington, DC 20005-3096
Phone: 202.756.8000 BKS:kh
Facsimile: 202.756.8087
Date: December 17, 2007

**Please recognize our Customer No. 20277
as our correspondence address.**



Applicant: <u>Motoki KAKUI, et al.</u>		Docket No. <u>050212-0514</u>	Serial No. <u>10/615,389</u>
Title: <u>OPTICAL AMPLIFICATION MODULE OPTICAL AMPLIFICATION APPARATUS AND OPTICAL COMMUNICATIONS</u>		Patent No. _____	
Date Sent: <u>11/30/2007</u>	<input checked="" type="checkbox"/> Hand Carried <input type="checkbox"/> Fax <input type="checkbox"/> Electronic <input type="checkbox"/> Cert. of Mailing <input type="checkbox"/> 1st Class Mail <input type="checkbox"/> Express Mail No. _____		
<input checked="" type="checkbox"/> Transmittal Letter			
<input type="checkbox"/> New Patent App <input type="checkbox"/> Utility <input type="checkbox"/> Design <input type="checkbox"/> Cont. <input type="checkbox"/> CIP <input type="checkbox"/> Div. <input type="checkbox"/> PCT <input type="checkbox"/> RCE <input type="checkbox"/> Prov			
<input type="checkbox"/> Other: _____			
<input type="checkbox"/> _____ pages of Specification	<input type="checkbox"/> Letter submitting _____ pages of drawings		
<input type="checkbox"/> _____ pages of Claims	<input type="checkbox"/> Req. for Approval of Drawing Amendments		
<input type="checkbox"/> _____ pages of Abstract	<input type="checkbox"/> Req. for Oral Hearing		
<input type="checkbox"/> _____ pages of Formal/Informal Drawings	<input type="checkbox"/> Not. of Appeal <input type="checkbox"/> Appeal Brief <input type="checkbox"/> Reply Brief		
<input type="checkbox"/> Small Entity <input checked="" type="checkbox"/> Large Entity	<input type="checkbox"/> Rule 312 Amendment/Letter		
<input type="checkbox"/> Declaration/Power of Attorney	<input type="checkbox"/> Req. for Acknowledgement of Cited Art		
<input type="checkbox"/> Recordation of Assignment/Security Agreement	<input type="checkbox"/> Issue Fee		
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Publication Fee		
<u>1</u> Form PTO 1449	<input type="checkbox"/> Req. for Certificate of Correction		
<u>1</u> References attached	<input type="checkbox"/> Maintenance Fee for _____ years after grant		
<input type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Fee Address Indication Form		
<input type="checkbox"/> Response to Missing Parts Notice	<input type="checkbox"/> Terminal Disclaimer		
<input type="checkbox"/> Resp. to Notice to Correct App. Papers	<input type="checkbox"/> Petition to Commissioner		
<input type="checkbox"/> Certified Copy of Priority Doc.	<input type="checkbox"/> Status Inquiry		
<input type="checkbox"/> Claim for Convention Priority	<input checked="" type="checkbox"/> Other <u>Japanese Office Action</u>		
<input type="checkbox"/> Response/Amendment to Office Action of _____			
<input type="checkbox"/> Request for _____ month Extension of Time			



Check for	\$	<input checked="" type="checkbox"/> Charge Deposit Acct. 500417	\$ 180.00	Atty Init.	BKS	Tkpr. #	6749	Secy. or PL:	KMaramba
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CMS Descrip.: <u>10-180</u>
THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

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Motoki KAKUI, et al.	:	Confirmation Number: 8492
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Filed: July 09, 2003	:	Examiner: Ari M. Diacou

For: OPTICAL AMPLIFICATION MODULE OPTICAL AMPLIFICATION APPARATUS
AND OPTICAL COMMUNICATIONS SYSTEM

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee.

**REQUEST TO CONSIDER REFERENCES AFTER CLOSE OF PROSECUTION AND
BEFORE PAYMENT OF ISSUE FEE**

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the

10/615,389

"References Cited" on any patent to issue therefrom. Please charge the processing fee under 1.17(p) of \$180.00 to Deposit Account .

CERTIFICATION PARAGRAPH

The undersigned certifies that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement as described in 37 CFR 1.97(e)(1).

The reference was cited in a corresponding Japanese Office Action and its relevance is discussed therein. A copy of the Japanese Office Action, together with an English language version thereof, is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



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Phone: 202.756.8000 BKS:kfm
Facsimile: 202.756.8087
Date: November 30, 2007

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